

AMENDED IN SENATE MARCH 31, 2011

SENATE BILL

No. 667

Introduced by Senator ~~Wyland~~ Runner

February 18, 2011

An act to amend Section ~~500~~ 3640 of the Business and Professions Code, relating to healing arts.

LEGISLATIVE COUNSEL'S DIGEST

SB 667, as amended, ~~Wyland~~ Runner. ~~Healing arts. Naturopathic doctor.~~

Existing law, the Naturopathic Doctors Act, provides for the licensure and regulation of naturopathic doctors by the Naturopathic Medicine Committee in the Osteopathic Medical Board of California. Existing law sets forth the scope of practice of naturopathic doctors. Existing law authorizes a naturopathic doctor to furnish and order drugs under standardized procedures and protocols developed by the naturopathic doctor and his or her supervising physician and surgeon, as specified. Existing law provides that the authority to use all routes for furnishing prescription drugs shall be consistent with other specified oversight and supervision requirements.

This bill would delete that provision and would instead provide that nothing in the act prohibits a naturopathic doctor from ordering, prescribing, or administering a nonprescription substance that becomes a substance requiring a prescription based solely on its route of administration.

~~Under existing law, if the register or book of registration of the Medical Board of California, the Dental Board of California, or the California State Board of Pharmacy is destroyed, as specified, the board may reproduce it.~~

~~This bill would make technical, nonsubstantive changes to that provision.~~

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 *SECTION 1. Section 3640 of the Business and Professions*
2 *Code is amended to read:*
3 3640. (a) A naturopathic doctor may order and perform
4 physical and laboratory examinations for diagnostic purposes,
5 including, but not limited to, phlebotomy, clinical laboratory tests,
6 speculum examinations, orificial examinations, and physiological
7 function tests.
8 (b) A naturopathic doctor may order diagnostic imaging studies,
9 including X-ray, ultrasound, mammogram, bone densitometry,
10 and others, consistent with naturopathic training as determined by
11 the committee, but shall refer the studies to an appropriately
12 licensed health care professional to conduct the study and interpret
13 the results.
14 (c) A naturopathic doctor may dispense, administer, order, and
15 prescribe or perform the following:
16 (1) Food, extracts of food, nutraceuticals, vitamins, amino acids,
17 minerals, enzymes, botanicals and their extracts, botanical
18 medicines, homeopathic medicines, all dietary supplements and
19 nonprescription drugs as defined by the federal Food, Drug, and
20 Cosmetic Act, consistent with the routes of administration
21 identified in subdivision (d).
22 (2) Hot or cold hydrotherapy; naturopathic physical medicine
23 inclusive of the manual use of massage, stretching, resistance, or
24 joint play examination but exclusive of small amplitude movement
25 at or beyond the end range of normal joint motion; electromagnetic
26 energy; colon hydrotherapy; and therapeutic exercise.
27 (3) Devices, including, but not limited to, therapeutic devices,
28 barrier contraception, and durable medical equipment.
29 (4) Health education and health counseling.
30 (5) Repair and care incidental to superficial lacerations and
31 abrasions, except suturing.
32 (6) Removal of foreign bodies located in the superficial tissues.

1 (d) A naturopathic doctor may utilize routes of administration
2 that include oral, nasal, auricular, ocular, rectal, vaginal,
3 transdermal, intradermal, subcutaneous, intravenous, and
4 intramuscular.

5 (e) The committee may establish regulations regarding ocular
6 or intravenous routes of administration that are consistent with the
7 education and training of a naturopathic doctor.

8 (f) Nothing in this section shall exempt a naturopathic doctor
9 from meeting applicable licensure requirements for the performance
10 of clinical laboratory tests.

11 (g) ~~The authority to use all routes for furnishing prescription~~
12 ~~drugs as described in Section 3640.5 shall be consistent with the~~
13 ~~oversight and supervision requirements of Section 2836.1~~ *Nothing*
14 *in this chapter shall prohibit a naturopathic doctor from ordering,*
15 *prescribing, or administering a nonprescription substance that*
16 *becomes a substance requiring a prescription based solely on its*
17 *route of administration.*

18 ~~SECTION 1. Section 500 of the Business and Professions Code~~
19 ~~is amended to read:~~

20 ~~500. Whenever the register or book of registration of the~~
21 ~~Medical Board of California, the Dental Board of California, or~~
22 ~~the California State Board of Pharmacy is destroyed by fire or~~
23 ~~other public calamity, the board, whose duty it is to keep the~~
24 ~~register or book, may reproduce it so that there may be shown as~~
25 ~~nearly as possible the record existing in the original at the time of~~
26 ~~destruction.~~